· In re: Lee et al.

Serial No.: 10/046,805 Filed: January 14, 2002

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REMARKS

Applicants appreciate the Examiner's detailed examination of the present application evidenced by the Official Action, wherein Claims 1-13, 34-41, and 60-62 were rejected under the judicially created doctrine of obviousness-type double patenting based on US Patent No. 6,432,820 ('820). In order to advance the present application to allowance, a Terminal Disclaimer is being filed concurrently herewith and all other pending claims have been canceled.

The filing of this Terminal Disclaimer shall not be construed as an admission that subject matter claimed in the present application is fully disclosed in the '820 patent or an admission that the claims are unpatentable under the judicially created doctrine of obviousness-type double patenting. Applicants also submit concurrently herewith, an Information Disclosure Statement including several references cited during prosecution of the '820 patent (and listed on the cover page thereof). In view of the above, Applicants respectfully submit that the present application is in condition for allowance, which is respectfully requested.

Respectfully submitted,

Reg. No.: 44,635

Attorney for Applicants

Myers Bigel Sibley & Sajovec, P.A.

P.O. Box 37428

Raleigh, North Carolina 27627

Telephone: 919/854-1400 Facsimile: 919/854-1401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA, on January 9, 2004.

Audra Wooten